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20 UNITED STATES DISTRICT COURT

21 NORTHERN DISTRICT OF CALIFORNIA

22 SAN FRANCISCO DIVISION

23 SOFTWARE RESEARCH, INC., a California
24 corporation,

25 Plaintiff,

26 v.

27 DOTCOM-MONITOR, INC., a Minnesota
28 corporation, and DOES 1 through 10,

Defendants.

CASE NO. 16-CV-2970-EMC

**STIPULATED REQUEST AND
~~[PROPOSED]~~ ORDER CONTINUING
CASE MANAGEMENT CONFERENCE
AND HEARING ON MOTION TO
DISMISS COUNTERCLAIMS AND TO
STRIKE AFFIRMATIVE DEFENSES
(CIV. L.R. 6-2)**

Pursuant to Civ. L.R. 6-2, Plaintiff Software Research, Inc. (“SRI”) and Defendant Dotcom-Monitor, Inc. (“Dotcom-Monitor”) (collectively, “the Parties”) submit this STIPULATION AND [PROPOSED] ORDER for the Court’s approval:

WHEREAS, on June 2, 2016, SRI filed its Complaint against Dotcom-Monitor (Dkt. No. 1);

WHEREAS, on June 6, 2016, the Court set an Initial Case Management Conference for September 1, 2016 (Dkt. No. 7);

WHEREAS, on July 5, 2016, pursuant to Civ. L.R. 6-1(a), the Parties stipulated to extend Dotcom-Monitor’s deadline to respond to SRI’s Complaint to July 19, 2016 (Dkt. No. 11);

WHEREAS, on July 19, 2016, Dotcom-Monitor filed an Answer to SRI’s Complaint, asserting various affirmative defenses and counterclaims (Dkt. No. 13);

WHEREAS, on August 12, 2016, SRI moved to dismiss Dotcom-Monitor’s counterclaims and strike certain of Dotcom-Monitor’s affirmative defenses, and noticed a hearing on such motion for September 22, 2016 (Dkt. No. 23);

WHEREAS, on August 12, 2016, the Clerk reset the Initial Case Management Conference for September 22, 2016 (Dkt. No. 24);

WHEREAS, lead trial counsel for SRI, who is required to appear at the Initial Case Management Conference pursuant to Civ. L.R. 16-10(a) and wishes to do so, is unavailable on September 22, 2016;

WHEREAS, the Parties have met and conferred regarding a stipulated request to continue the Initial Case Management Conference and motion hearing set for September 22, 2016;

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IT IS HEREBY STIPULATED that (a) the Initial Case Management Conference and hearing on SRI's motion to dismiss and to strike, if any, be continued from September 22, 2016 to October 6, 2016 at 1:30 p.m, and (b) the Parties will submit a Joint Case Management Statement pursuant to Civ. L.R. 16-9(a) on or before September 29, 2016.

The Parties' Stipulation will not affect any other deadline set by the Court or otherwise impact the case schedule.

Date: September 7, 2016

Respectfully submitted,

SINGER / BEA LLP

By: /s/ Benjamin L. Singer

Benjamin L. Singer

Douglas S. Tilley

Attorneys for Plaintiff Software Research, Inc.

MASLON LLP

By: /s/ Terrance C. Newby

Terrance C. Newby

Thomas R. Pack

Attorneys for Defendant Dotcom-Monitor, Inc.

ATTESTATION PURSUANT TO LOCAL RULE 5-1(i)(3)

Pursuant to Local Rule 5-1(i)(3), I, Benjamin Singer, attest that all other signatories listed and on whose behalf the filing is submitted concur in this filing's content and have authorized this filing.

Date: September 7, 2016

By: /s/ Benjamin L. Singer

Benjamin L. Singer

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date: September 8, 2016



HON. EDWARD M. CHEN
UNITED STATES DISTRICT JUDGE